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**UNITED STATES DISTRICT COURT**

**DISTRICT OF OREGON**

**PORTLAND DIVISION**

FEDERAL TRADE COMMISSION,  
STATE OF ARIZONA,  
STATE OF CALIFORNIA,  
DISTRICT OF COLUMBIA,  
STATE OF ILLINOIS,  
STATE OF MARYLAND,  
STATE OF NEVADA,  
STATE OF NEW MEXICO,  
STATE OF OREGON, and  
STATE OF WYOMING,

Plaintiffs,

v.

THE KROGER COMPANY and  
ALBERTSONS COMPANIES, INC.,

Defendants.

Case No.: 3:24-cv-00347-AN

**JOINT MOTION FOR EXTENSION OF  
TIME**

**L.R. 7-1 CERTIFICATION**

The parties conferred in good faith and file this motion jointly.

**MOTION**

The parties respectfully jointly move the Court for brief extensions to file their memoranda of law in support of, and in opposition to, Plaintiffs' preliminary injunction motion.

JOINT MOTION FOR EXTENSION

## MEMORANDUM

Plaintiffs and Defendants respectfully request brief extensions to file their memoranda of law in support of, and in opposition to, Plaintiffs' preliminary injunction motion. Pursuant to the Court's Case Management and Scheduling Order, Plaintiffs' memorandum of law is due on Wednesday, July 24, 2024. Regrettably, Plaintiffs, like many other public and private entities, have been impacted by Friday's CrowdStrike outage. *See generally* Cristiano Lima-Stron & Cat Zakrzewski, Microsoft's Global Sprawl Comes Under Fire After Historic Outage, Washington Post (July 20, 2024), at <https://www.washingtonpost.com/technology/2024/07/20/microsoft-outage-crowdstrike-regulatory-scrutiny/>. Specifically, the CrowdStrike outage has rendered completely unusable several of Plaintiffs' staff's laptops, including attorneys with primary drafting responsibilities for Plaintiffs' brief. Musser Declaration ¶ 3. While Plaintiffs are attempting to resolve these issues, it appears that many of these team members will need to obtain replacement laptops, which cannot be delivered until Tuesday, July 23, at the earliest. Musser Declaration ¶ 4.

Accordingly, Plaintiffs and Defendants respectfully request that the Court grant brief extensions, and order that Plaintiffs' memorandum of law in support of their preliminary injunction motion be due on Friday, July 26, that Defendants' opposition be due on Monday, August 12, and that Plaintiffs' reply be due August 21.

Dated: July 21, 2024

Respectfully submitted,

/s/ Susan A. Musser

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